

NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE PROMULGATION: DMR Regulation 95.04 D, Closed Area No. 36-C, Harborside, Town of Brooksville

TEXT OF RULE: DMR Regulation 95.04 D, Closed Area No. 36-C, Harborside, Town of Brooksville.

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of:

The area at Harborside, Brooksville, lying south (inshore) of a line beginning at a red post located on the most western tip of land in Tom Cod Cove and running southwesterly to the most northwestern prominence (about 0.9 mile) at Harborside, then following the lowest tide mark southerly (about 0.6 mile) to a red post located on a stone pier.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: March 25, 2004

AGENCY CONTACT PERSON: Amy Fitzpatrick
Department of Marine Resources
194 McKown Point Road
West Boothbay Harbor, Maine 04575

BANGOR DAILY NEWS:
March 29, 2004

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources adopts this emergency rule DMR Regulation 95.04 D, Closed Area No. 36-C, Harborside, Town of Brooksville, to prevent the taking of clams, quahogs, oysters and mussels from shores, flats and waters of Harborside, Town of Brooksville.

This is an administrative change that separates this area from the Penobscot and Bagaduce Rivers closure 36. This area remains closed to the harvesting of shellfish.



DAVID ETNIER
DEPUTY COMMISSIONER

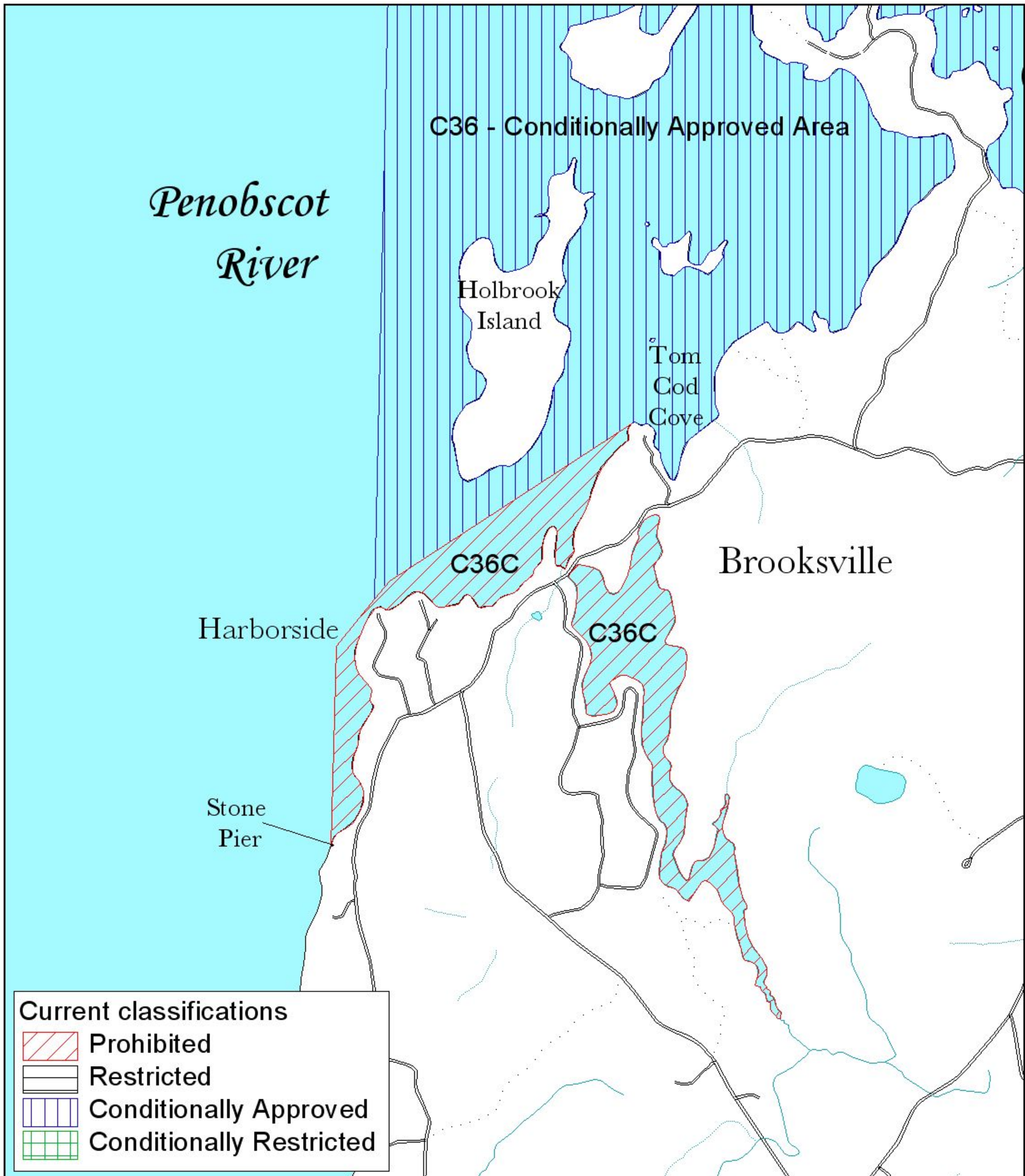


Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

For: Brooksville

C36C - Harborside 3/25/04



*Penobscot
River*

C36 - Conditionally Approved Area

Holbrook
Island

Tom
Cod
Cove

Brooksville


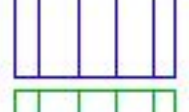
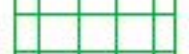
C36C

C36C

Harborside

Stone
Pier

Current classifications

-  Prohibited
-  Restricted
-  Conditionally Approved
-  Conditionally Restricted

0.5 0 0.5 1 Miles